

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/648,239 Confirmation No. 3745
Applicant : YU, Won-Uk
Filed : August 27, 2003
Tech Cntr/AU : 2179
Examiner : Shashi Kamala Becker
Entitled : HOME NETWORK APPARATUS, METHOD
AND CONTROLLING HOME NETWORK
AND SYSTEM USING THE SAME
Attorney Reference : 123047-05005179
Customer Number : 22429

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

Dear Sir:

In response to the Final Office Action dated January 24, 2008, reconsideration of the above-identified application as respectfully requested.

The rejection of claims 1-6, 10-13, 18, 20-22, and 26-28 under 35 U.S.C. §103(a) over Huang et al. (US 2004/0070605) in view of Bushey (US 2003/0217186) is respectfully traversed.

At the outset, Applicants calls the attention of the Examiner to the filing date, i.e., August 31, 2002, of Korean Patent Application Serial No. 10-2002-0052236, to which the instant application claims priority, (a verified translation thereof is attached hereto). More specifically, the above mentioned priority document was filed prior to October 11, 2002, the filing date of the Huang reference. Accordingly, Huang cannot be used as prior art under 35 U.S.C. §103(a) to render the claims of the instant application obvious.

Furthermore, notwithstanding the Examiner's assertions that Bushey discloses an apparatus for and method of seamless wireless multimedia download path to peer networked appliances, Applicant respectfully submits that Bushey appears to only disclose downloading new data or new information to each device without the requirement of a supervising computer and fails to disclose wherein one device downloads and provides the new control menu and new control program for another device, as recited in claims 10, 20, and 26.

Therefore, Applicant respectfully submits that claims 1-6, 10-13, 18, 20-22, and 26-28 are patentable not only due to the improper use of Huang to reject the instant set of claims as well as the failure of Bushey to disclose, teach or motivate wherein one device downloads and provides a new control menu and new control program for another device. Accordingly, withdrawal of this rejection is respectfully requested.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1-6, 10-13, 18, 20-22, and 26-28 are earnestly solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

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